

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS Andrew S. Cohn		DEFENDANTS Intel Corporation																						
(b) County of Residence of First Listed Plaintiff <u>Alameda County</u> (EXCEPT IN U.S. PLAINTIFF CASES)		County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY)																						
(c) Attorney's (Firm Name, Address, and Telephone Number) Scott Chambers, Schmittinger & Rodriguez 414 South State St., Dover, DE 19901 (302) 674-0140		NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.																						
II. BASIS OF JURISDICTION (Place an "X" in One Box Only)		III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant) (For Diversity Cases Only)																						
<input type="checkbox"/> 1 U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)	Citizen of This State	<input type="checkbox"/> 1 <input type="checkbox"/> 2 PTF DEF Incorporated or Principal Place of Business in This State																					
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item II)	Citizen of Another State	<input type="checkbox"/> 2 <input type="checkbox"/> 3 Incorporated and Principal Place of Business in Another State																					
		Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3 <input type="checkbox"/> 4 Foreign Nation																					
IV. NATURE OF SUIT (Place an "X" in One Box Only)		FORFEITURE/PENALTY																						
<table border="1"> <tr> <td>CONTRACT</td> <td>TORTS</td> <td>PROPERTY</td> <td>LABOR</td> <td>SOCIAL SECURITY</td> <td>OTHER STATUTES</td> </tr> <tr> <td> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. 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V. ORIGIN (Place an "X" in One Box Only)					Appeal to District Judge from Magistrate Judgment																			
<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from another district (specify)	<input type="checkbox"/> 6 Multidistrict Litigation																			
Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 15 U.S.C. section 2																								
VI. CAUSE OF ACTION Brief description of cause: Restraint of trade																								
VII. REQUESTED IN COMPLAINT:		<input checked="" type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23		DEMAND \$	CHECK YES only if demanded in complaint: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																			
VIII. RELATED CASE(S) IF ANY		(See instructions):		JUDGE <u>Joseph Farnan, Jr.</u> DOCKET NUMBER <u>05cv0441, 05cv0478</u>																				
DATE	SIGNATURE OF ATTORNEY OF RECORD <u>J.S.C.</u>																							
FOR OFFICE USE ONLY																								
RECEIPT #	AMOUNT	APPLYING IFF	JUDGE	MAG. JUDGE																				